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January 26, 2005

**VIA EXPRESS MAIL**  
EV 483504530 US

To Commissioner for Patents  
P.O. Box 1450  
Alexandria, VA 22313-1450

Re: Our Docket No. 21418-PA-DIV

Dear Sir:

**CERTIFICATE OF TRANSMISSION**

I hereby certify that this correspondence is being deposited with the U.S. Postal Service as Express Mail in an envelope addressed to: Commissioner for Patents, P. O. Box 1450, Alexandria, VA 22313-1450.

Date: January 26, 2005

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By:

*Judy Robertson*  
Judy Robertson

Enclosed herewith please find the following:

1. Amendment Under 37 CFR § 1.111
2. Form PTO-1083
3. Our post card. (Please date stamp and return.)

Thank you for your cooperation and assistance.

Respectfully submitted,

*Sam Rosen*  
Sam Rosen

SR/jjr  
Enclosures

To the Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450



Dear Sir:

Transmitted herewith is an Amendment in the application of:

Inventor: Hungerford et al

Serial No.: 10/039,718

Filed: January 3, 2002

For: CELL-CULTURE AND POLYMER CONSTRUCTS

☒ Small entity status of this application under 37 CFR 1.9 and 1.27 has been established by a verified statement previously submitted.

☐ A verified statement to establish small entity status under 37 CFR 1.9 and 1.27 is enclosed.

☒ No additional fee is required.

The fee has been calculated as shown below:

|   | CLAIMS<br>REMAINING<br>AFTER<br>AMENDMENT |       | HIGHEST NO.<br>PREVIOUSLY<br>PAID FOR | PRESENT<br>EXTRA | RATE  | ADD.<br>FEE | OR | RATE  | ADD.<br>FEE |
|---|---|-------|---------------------------------------|------------------|-------|-------------|----|-------|-------------|
| TOTAL                                     | 24  | MINUS | ** 83                                 | 0                | x 25  | \$0         |    | x 50  | \$          |
| INDEP                                     | 2   | MINUS | *** 16                                | 0                | x 100 | \$0         |    | x 200 | \$          |
| FIRST PRESENTATION OF MULTIPLE DEP. CLAIM |   |       |                                       |                  | +180  | \$          |    | +360  | \$          |
|   |   |       |                                       |                  | TOTAL | \$ 0        | OR | TOTAL | \$          |

\* If the entry in Col. 1 is less than the entry in Col. 2, write "0" in Col. 3.

\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 20, write "20" in this space.

\*\*\* If the "Highest Number Previously Paid For" IN THIS SPACE is less than 3, write "3" in this space.

The "Highest Number Previously Paid For" (Total or Independent) is the highest number found from the equivalent box in Col. 1 of a prior amendment or the number of claims originally filed.

☐ Please charge my Deposit Account No. 02-2839 in the amount of \$ \_\_\_\_\_. A duplicate copy of this sheet is enclosed.

☐ A check in the amount of \$ \_\_\_\_\_ is attached.

☒ The Commissioner is hereby authorized to charge payment of the following fees associated with this communication or credit any overpayment to Deposit Account No. 02-2839. A duplicate copy of this sheet is enclosed.

☒ Any filing fees under 37 CFR 1.16 for the presentation of extra claims.

☒ Any patent application processing fees under 37 CFR 1.17.

Case Docket No. 21418-PA-DIV  
FORM PTO-1083

\_\_\_\_\_  
Sam Rosen  
Reg. No. 37,991

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Date: January 26, 2005  
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By:   
Judy Robertson



1-27-05

1051  
JFW

IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Applicant: Hungerford et al \*

Serial No.: 10/039,718 \*

Filed: January 3, 2002 \*

For: CELL-CULTURE AND POLYMER CONSTRUCTS \*

Art Unit: 1651

Examiner: David M. Naff

AMENDMENT UNDER 37 C.F.R. §1.111

To the Commissioner for Patents  
P. O. Box 1450  
Alexandria, VA 22313-1450

Dear Sir:

In response to the Official Action of October 29, 2004, please amend the above-identified application as follows:

Claims 36-46 and 58-70 are before the Examiner and stand rejected.

Claims 1-35, 47-57 and 71-83 stand withdrawn from consideration.